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(54) Title: SLOW RELEASE LUBRICANT ADDITIVES GEL

(57) Abstract:

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## SLOW RELEASE LUBRICANT ADDITIVES GEL

### Field of the Invention

5           The present invention relates to a gel form of lubricant additives that will slow-release into a fluid. Furthermore, the present invention relates to an engine lubricating additive gel that will slow release into an oil being filtered, i.e. that will release slowly so that the additives continue to be released over a substantial portion to all of the oil's useful life.

### Background of the Invention

10           Slow-release lubricant additives in oil filters are known. The additives in some of these filters are incorporated into thermoplastic polymers which slowly dissolve into the oil being processed. See, for example, U.S. Patent 4,075,098. In others, the additives are incorporated into polymers which are oil-permeable at  
15           elevated engine temperatures. See, for example, U.S. Patent 4,066,559. In still others, the additives are incorporated into particles which are oil-insoluble but oil-wettable. See, for example, U.S. Patent 5,478,463. In still another approach, oil-soluble solid polymers capable of functioning as viscosity improvers are provided inside an oil filter, with or without additional additives being incorporated into the  
20           polymer. See, for example, U.S. Patent 4,014,794.

          Although these systems are capable of introducing lubricant additives into the oil being filtered, they typically require inert carriers for slow release of the additives into the oil. In others, complicated mechanical systems such as capsules, perforated sheets, baffles, specially-designed injectors and/or additional  
25           compartments are needed for achieving slow release. See, for example, U.S. Patent 5,718,258.

          Accordingly, it would be desirable to provide slow release lubricant additives which do not require inert carriers or complicated mechanical systems for achieving slow-release metering of the additives into a fluid such as an oil.

### Summary of the Invention

30           In accordance with the present invention, it has been discovered that lubricant additive gels can slowly provide lubricant additives to a fluid such as an

oil. In particular, it has been found that the oil-soluble lubricant additive gels slowly dissolve to their component lubricant additive parts when exposed to the oil flowing through an oil filter. Because the rate of dissolution of these gels is so slow, and because these gels dissolve into their component lubricant additives, they effectively  
5 achieve slow release of these additives into the oil being filtered. Hence, they can be used as is, without an inert carrier or a non lubricant additive matrix, such as a polymeric backbone or complicated mechanical systems needed in earlier systems for achieving slow release of lubricant additives.

Accordingly, the present invention provides a new process for supplying one  
10 or more lubricant additives slowly to the oil by contacting the oil with oil lubricant additives in the form of a lubricant additive gel.

In addition, the present invention provides, a new composition of matter, a lubricant additive package comprising a lubricant additive being formed by combining an overbased detergent with a succinimide dispersant.

Furthermore, the present invention provides a new oil filter for use in  
15 commercial and/or industrial systems such as on an internal combustion engine. The filter comprises a housing, a filter for removing particulate matter from the oil passing through the filter and oil-soluble lubricant additives inside the housing for slow release into the oil, wherein at least some of the oil-soluble lubricant additives  
20 are in the form of a lubricant additive gel.

The present invention of a lubricant additive gel can be used in any fluid conditioning device including but not limited to internal combustion engines, stationary engines, lubricated mechanical systems, hydraulic systems and the like.

#### **Brief Description of the Drawings**

25 The present invention may be more readily understood by reference to the following drawings in which:

Figure 1 is a schematic representation of an oil filter made in accordance with the present invention; and

Figure 2 is a schematic representation of another oil filter made in  
30 accordance with the present invention.

### **Detailed Description**

In accordance with the present invention, a slow release lubricant additive package in the form of a lubricant additive gel is provided for fluid conditioning devices. The lubricant additive gel is used in lubricated mechanical systems for the slow release of the components of the gelled lubricant, specifically formulated to meet the performance requirements of the system. Further, the slow release of the component of the gelled lubricant additive conditions the fluid. The lubricated mechanical systems include but are not limited to those in internal combustion (both SI and CI) engines, natural gas engines, stationary engines, metal working coolant systems, medium and high speed marine diesel engines, lubricated mechanical systems, industrial lubricated systems, oil filters, hydraulic systems, transmission systems, and the like.

### **Filter Structure**

The inventive oil filter is schematically illustrated in Figure 1 which shows an oil filter generally at 10 composed of a housing 12, a filter media element 14 for removing particulate contaminants from the oil and an end plate 16. End plate 16 defines inlet openings 18 and an outlet opening 20 arranged so that oil travels into filter 10, through filter element 14 and then out of filter 10 in the direction generally indicated by arrows A, B and C, respectively.

Oil lubricant additive gel 22 is held inside housing 12 in a manner so that it comes into intimate contact with oil in the filter. In the particular embodiment shown, lubricant additive gel 22 is held in reservoir 24 in a lower portion of housing 12 by a Teflon mesh screen 26 and perforated plate 28. The openings in screen 26 and plate 28 allow oil to move in the direction of arrows D and E and thereby come into contact with lubricant additive gel 22. In accordance with the present invention, lubricant additive gel 22 is a gel produced by combining two or more of the oil-soluble lubricant additives forming lubricant additive gel 22. Such lubricant additive gels, it has been found, slowly dissolve into their component lubricant additives when exposed to the oil in filter 10, thereby yielding these additives for incorporation into the oil. By suitable control of the chemistry of the lubricant additive gel 22, the rate at which lubricant additive gel 22 dissolves into its component lubricant parts, can be easily controlled.

Another embodiment of the inventive oil filter is illustrated in Figure 2, in which like reference numbers indicate the same elements as in the oil filter of Figure 1. The structure of this filter is similar to that of the Figure 1 filter, except that reservoir 124 is arranged near end plate 116 so that all or substantially all of the oil passing into the filter contacts lubricant additive gel 122. In the filter of Figure 1 some of the oil bypasses reservoir 24 as shown by arrow F. It will therefore be appreciated that the portion of the oil entering the filter which contacts gel 22/122, and hence the rate at which this gel dissolves into its component lubricant parts, can be further controlled by suitable selection of the design and location of reservoir 24/124.

For example, although the above description indicates that lubricant additive gel 22 is deposited in a reservoir at the bottom of the oil filter, any shape, structure and/or arrangement can be used which brings the oil into intimate contact with the lubricant additive gel. For example, the lubricant additive gel can be deposited on filter element 14, if desired. Alternatively, any of the other mechanical systems and arrangements such as those described in the above-noted U.S. Patent 4,014,749; U.S. Patent 4,061,572; U.S. Patent 4,066,559; U.S. Patent 4,075,097; U.S. Patent 4,075,098; U.S. Patent 4,144,166; U.S. Patent 4,144,169; U.S. Patent 4,751,901; U.S. Patent 5,327,861; U.S. Patent 5,552,040 and U.S. Patent 5,718,258 can be also be used. It should be appreciated that the location of the gel in a mechanism, such as the filter or any location outside the filter that would provide access to the gel slowly releasing into the fluid; the mechanism to hold the gel if any; the configuration of the device, for example the filter or the gel holder; or the design is not critical, and generally can be any of those known for slow release agents or mechanisms.

It should also be appreciated that the above structures are illustrative only of an oil filter and, since the lubricant additive gel can be used in any lubricated mechanical system, the oil filter can have any structure which allows the oil being filtered to come into contact with a lubricant additive gel.

#### **Lubricant Additive Gels**

Modern motor oils are typically made by combining a pre-formed lubricant additive package with a refined or synthetic base oil stock. Such lubricant additive packages, in turn, are typically made by combining together the various different

lubricant additives forming the package. Because lubricant additives are easier to handle and measure if in liquid form, those additives which are normally solid are typically dissolved in small amounts of base oil stock which acts as a carrier before being added to the other ingredients. Moreover, additional amounts, e.g. 40 wt.%,  
5 of base oil are normally included in the completed lubricant package, again to make handling and measuring easier.

Most lubricating oils contain many different lubricant additives. When producing lubricant additive packages containing mixtures of lubricant additives, it has been found in industry that unwanted gels occasionally form uncontrolled in the  
10 additive package. It has been found that in some situations, depending on the type and/or amount of the additives being used, gellation occurs between two or more of the lubricant additives when combined. See, for example U.S. Patent 6,140,279. Such gels adversely affect the rheological properties of the finished fluid, such as the finished oils in which they are found, and hence are always avoided in practice. The  
15 present invention, controls the formation of lubricant additive gels and their application by incorporation into oil filters and other mechanical lubricating systems. The controlled formation of the gel, of the lubricant additive, serves as slow release agents for supplying the lubricant additives from which they are made to the finished fluid.

20 Gels are materials that comprise mixtures of two or more substances and which exist in a semi-solid state more like a solid than a liquid. See Parker, Dictionary of Scientific and Technical Terms, Fifth Edition, McGraw Hill, © 1994. See, also, Larson, "The Structure and Rheology of Complex Fluids," Chapter 5, Oxford University Press, New York, New York, © 1999, which is incorporated  
25 herein by reference. The rheological properties of a gel can be measured by small amplitude oscillatory shear testing. This technique measures the structural character of the gel and produces a term called the storage modulus (which represents storage of elastic energy) and the loss modulus (which represents the viscous dissipation of that energy). The ratio of the loss modulus/storage modulus, which is called the loss  
30 tangent, or "tan delta," is  $>1$  for materials that are liquid-like and  $<1$  for materials that are solid-like.

In accordance with the present invention, any gel formed from the combination of two or more oil-soluble lubricant additives can be used to make lubricant additive gel 22. The lubricant additive gels include, but are not limited to those gels formed from combining dispersants, gels formed from combining a dispersant and an acid, gels formed from combining a dispersant and a base, gels formed from combining a dispersant and an over-based detergent. Which is described later in the specification. The gels have tan delta values in one embodiment of about  $\leq 1$ , in one embodiment of about  $\leq 0.75$ , in one embodiment of about  $\leq 0.5$  or in one embodiment of about  $\leq 0.3$ .

A category of gels which finds particular use in accordance with the present invention are those in which gellation occurs through the combination of an overbased detergent and an ashless succinimide dispersant. In this embodiment, the ratio of the detergent to the dispersant is typically from about 10:1 to about 1:10, more especially from about 5:1 to about 1:5, from about 4:1 to about 1:1 and even from about 4:1 to about 2:1. In addition, the TBN of the overbased detergent is normally at least 100, more typically at least 300, or even 350 or even 400. Where mixtures of overbased detergents are used, at least one should have a TBN value within these ranges. However, the average TBN of these mixtures may also correspond to these values.

In one embodiment the preferred ashless dispersants in the gels is a polyisobutenyl succinimide. Polyisobutenyl succinimide ashless dispersants are commercially-available products which are normally made by reacting together polyisobutylene having a number average molecular weight ("Mn") of about 300 to 10,000 with maleic anhydride to form polyisobutenyl succinic anhydride ("PIBSA") and then reacting the product so obtained with a polyamine typically containing 1 to 10 ethylene diamine groups per molecule. The dispersant so obtained is typically formed from a mixture of different compounds and can be characterized by a variety of different variables including the degree of its amine substitution (i.e. the ratio of the equivalents of amino groups to carbonylic groups, or the N:CO ratio), its maleic anhydride conversion level (i.e., its molar ratio of maleic anhydride to PIB, as defined in U.S. Patent 4,234,435, incorporated herein by reference), the Mn of its PIB group, and its mode of preparation (thermal assisted succination vs. Cl<sub>2</sub>-assisted

succination). Analogous compounds made with other polyamines (e.g. polypropylene amine) and other alkenyl segments (e.g. polypropenyl) can also be used. Ashless dispersants of this type are described, for example, in U.S. Patent 4,234,435, which is incorporated herein by reference.

5 Normally, the N:CO ratio of these polyisobutenyl succinimide ashless dispersants will be about 0.6 to 1.6, more typically about 0.7 to 1.4 or even 0.7 to 1.2. In addition or alternatively, the maleic anhydride conversion level of these polyisobutenyl succinimide ashless dispersants will normally be about 1.3, more typically at least about 1.5 or even 1.6 or above. In addition or alternatively, the  $\bar{M}_n$   
10 of the polyisobutenyl segments of these polyisobutenyl succinimide ashless dispersants are normally  $\geq$  about 350, more typically at least about 1200, at least about 1500 or even 1800 or above. In addition or alternatively, these polyisobutenyl succinimide ashless dispersants are also made using  $\text{Cl}_2$ -assisted succination rather than thermal assisted succination, since this produces PISA's of  
15 higher conversion than thermally-produced PIBSA's (the latter known as DA or direct addition PIBSA's).

The lubricant additive gels used includes a variety of additional ingredients dissolved or dispersed therein. In addition, such gels will normally contain relatively small amounts of base stock oils, refined or synthetic, as many of these  
20 additives are most easily supplied, stored and handled if dissolved in such base stocks, as indicated above. Nonetheless, the lubricant additive gels of the present invention will typically contain at least about 30 wt.%, more typically at about 50wt.%, even 60 wt %, even 70 wt % or even 80 wt.% gel, with the balance being other ingredients as further described herein. Of course, the inventive gels can be  
25 composed of 100% gel, if desired.

Many different types of oil-soluble lubricant additives are incorporated into currently-available lubricating oils. Examples include detergents, dispersants, extreme pressure agents, wear reduction agents, anti-oxidants, viscosity index improvers, anti-foaming agents, mixtures thereof and the like.

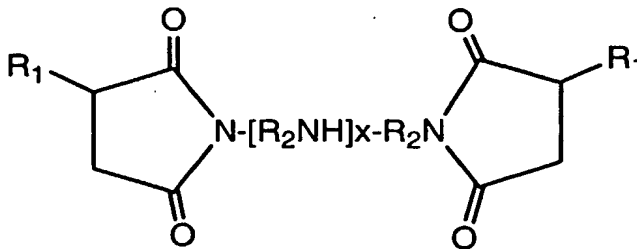
30 Oil soluble detergents are known in the art and include but are not limited to overbased sulfonates, phenates, salicylates, carboxylates and the like. Such detergents are described, for example, in U.S. Patent 5,484,542 and the many other



patents and publications referred to in that patent. The disclosures of all of these patents and publications are incorporated herein by reference. Combinations of the detergents may be used. The detergents are present in the range from about 0.1% to about 25%, preferably from about 1% to about 20% and more preferably from about 3% to about 15% by weight of the composition in the finished fluid blend.

The detergents include but are not limited to overbased calcium sulfonate detergents. These commercially-available products are typically formed by reacting carbon dioxide with mixtures of lime (calcium hydroxide) and an alkyl benzene sulfonate soap to form calcium carbonate-containing micelles. More than an equivalent amount of lime and carbon dioxide are used so that the product detergent becomes basic in character. Such materials are conveniently described in terms of the total base number ("TBN"), which is a measure of the base capacity of the product. Overbased detergents with TBN's ranging from 10 to 400 are typically used as lubricating oil detergents. Overbased detergents containing metals other than calcium, e.g. Mg, Ba, Sr, Na and K are also included herein.

A wide variety of oil-soluble dispersants are also known. The dispersant can be used in combination. The dispersant are present in the range from about 0.1% to about 25%, preferably from about 1% to about 20% and more preferably from about 3% to about 15% by weight of the composition in the finished fluid blend. Oil-soluble dispersants include but are not limited to ashless-type dispersants and polymeric dispersants. Ashless type dispersants are characterized by a polar group attached to a relatively high molecular weight hydrocarbon chain. Typical ashless dispersants include N-substituted long chain alkenyl succinimides, having a variety of chemical structures including typically:



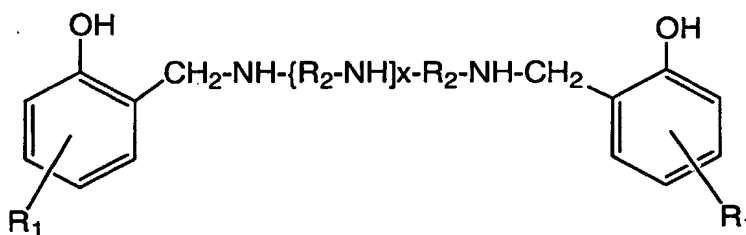
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where each R<sup>1</sup> is independently an alkyl group, frequently a polyisobutyl group with a molecular weight of 500-5000, and R<sup>2</sup> are alkenyl groups, commonly

ethylenyl ( $C_2H_4$ ) groups. Succinimide dispersants are more fully described in U.S. Patent 4,234,435, the disclosure of which is incorporated herein by reference. The dispersants described in this patent are particularly effective for producing gels in accordance with the present invention.

5 Another class of ashless dispersant is high molecular weight esters. Such materials are described in more detail in U.S. Patent 3,381,022.

Another class of ashless dispersant is the Mannich dispersants. These compounds are the reaction products of alkyl phenols in which the alkyl group contains at least about 30 carbon atoms with aldehydes (especially formaldehyde)  
10 and amines (especially polyalkylene polyamines). The materials described in U.S. Patent 3,036,003 and U.S. Patent 3,980,569 are illustrative. Mannich bases having the following general structure (including a variety of different isomers and the like) are especially interesting.



15 Such materials are described in more detail in U.S. Patent 3,634,515.

Another class of dispersants is carboxylic dispersants. Examples of these "carboxylic dispersants" are described in British Patent 1,306,529 and in many U.S. Patents including U. S. Patent 3,219,666, U.S. Patent 4,234,435, and Re. 26,433.

Amine dispersants are reaction products of relatively high molecular weight  
20 aliphatic halides and amines, preferably polyalkylene polyamines. Examples thereof are described, in U.S. Patent 3,275,554 and U.S. Patent 3,565,804.

Polymeric dispersants are interpolymers of oil-solubilizing monomers such as decyl methacrylate, vinyl decyl ether and high molecular weight olefins with monomers containing polar substituents, e.g., aminoalkyl acrylates or acrylamides  
25 and poly-(oxyethylene)-substituted acrylates. Examples of polymer dispersants thereof are disclosed in the following U.S. Patents: 3,329,658, and 3,702,300.

Dispersants can also be post-treated by reaction with any of a variety of agents. Among these are urea, thiourea, dimercaptotriadiazoles, carbon disulfide, aldehydes, ketones, carboxylic acids, hydrocarbon-substituted succinic anhydrides, nitriles, epoxides, boron compounds, and phosphorus compounds. References detailing such treatment are listed in U.S. Patent 4,654,403.

Oil-soluble extreme pressure anti-wear additives include but are not limited to a sulfur or chlorosulphur EP agent, a chlorinated hydrocarbon EP agent, or a phosphorus EP agent, or mixtures thereof. Examples of such EP agents are chlorinated wax, organic sulfides and polysulfides, such as benzyldisulfide, bis-(chlorobenzyl) disulfide, dibutyl tetrasulfide, sulfurized sperm oil, sulfurized methyl ester of oleic acid, sulfurized alkylphenol, sulfurized dipentene, sulfurized terpene, and sulfurized Diels-Alder adducts; phosphosulfurized hydrocarbons, such as the reaction product of phosphorus sulfide with turpentine or methyl oleate, phosphorus esters such as the dihydrocarbon and trihydrocarbon phosphate, *i.e.*, dibutyl phosphate, diheptyl phosphate, dicyclohexyl phosphate, pentylphenyl phosphate; dipentylphenyl phosphate, tridecyl phosphate, distearyl phosphate and polypropylene substituted phenol phosphate, metal thiocarbamates, such as zinc dioctyldithiocarbamate and barium heptylphenol diacid, such as zinc dicyclohexyl phosphorodithioate and the zinc salts of a phosphorodithioic acid combination may be used. The oil soluble EP agents is present in the range of about 0% to 10% , preferably from about 0.25 % to about 5 % and more preferably from about 0.5% to about 2.5 % by weight of the finished fluid blend.

Oil-soluble antioxidants include but are not limited to alkyl-substituted phenols such as 2, 6-di-tertiary butyl-4-methyl phenol, phenate sulfides, phosphosulfurized terpenes, sulfurized esters, aromatic amines, and hindered phenols. Another example of an antioxidant is a hindered, ester-substituted phenol, which can be prepared by heating a 2,6-dialkylphenol with an acrylate ester under base catalysis conditions, such as aqueous KOH. Combinations may be used. Antioxidants are typically present in the range of about 0 % to about 12%, preferably about 0.1% to 6%, and more preferably about .25% to about 3% by weight of the finished fluid blend.

Known antifoams include but are not limited to organic silicones such as dimethyl silicone (add more) and the like. Combinations may be used. Antifoams are normally used in the range of about 0 % to about 1%, preferably about 0.02% to about 0.5%, and more preferably 0.05% to about 0.2% by weight of the finished fluid blend.

5       Viscosity modifiers are also known and commercially available. Combinations of viscosity modifiers may be used. The viscosity modifiers are present in the range about 0% to about 20%, preferably about 5% to about 15% and more preferably about 7% to about 10% of the finished fluid blend. VI-modifiers provide both viscosity improving properties and dispersant  
10       properties. Examples of dispersant-viscosity modifiers include but are not limited to vinyl pyridine, N-vinyl pyrrolidone and N,N'-dimethylaminoethyl methacrylate are examples of nitrogen-containing monomers. Polyacrylates obtained from the polymerization or copolymerization of one or more alkyl acrylates also are useful as viscosity modifiers

15       Functionalized polymers can also be used as viscosity index modifiers. Among the common classes of such polymers are olefin copolymers and acrylate or methacrylate copolymers. Functionalized olefin copolymers can be, for instance, interpolymers of ethylene and propylene which are grafted with an active monomer such as maleic anhydride and then derivatized with an alcohol or an amine, as  
20       described in U.S. Patent 4,089,794. Other such copolymers are copolymers of ethylene and propylene which are reacted or grafted with nitrogen compounds, as described in U.S. Patent 4,068,056. Derivatives of polyacrylate esters are well known as dispersant viscosity index modifier additives. Dispersant acrylate or polymethacrylate viscosity modifiers such as Acryloid™ 985 or Viscoplex™ 6-054,  
25       from RohMax, are particularly useful. Solid, oil-soluble polymers such as the PIB, methacrylate, polyalkylstyrene, ethylene/propylene and ethylene/propylene/1,4-hexadiene polymers illustrated in U.S. Patent 4,014,794, can also be used as viscosity index improvers.

#### **Additional Ingredients**

30       As indicated above, a particular advantage of the present invention is that lubricant additive gel 22 can be used as is, i.e. without additional ingredients, since an inert carrier of the type used in earlier systems is not needed to support or meter

its lubricant additives. Of course, such an inert carrier can be used if desired. Furthermore, other active ingredients, i.e. ingredients which provide a beneficial function to the oil being filtered, can also be included in lubricant additive gel 22. For example, additional oil-soluble lubricant additives which do not participate in the gel forming reaction can also be included, if desired. In addition, solid, particulate additives such as the PTFE, MoS<sub>2</sub> and graphite as shown in U.S. Patent 6,045,692 can also be included. The disclosure of this patent is also incorporated herein by reference. In addition, the solid, oil-soluble and oil-wettable particles described in the patents mentioned in the Background section above can also be included.

Indeed, lubricant additive gels substantially free of inert carriers but containing a significant amount of one or more additional additives are particularly interesting in accordance with the present invention. Thus, lubricant additive gels containing 5, 10, 15, 20, 25, 30, 35 or even 40% or more of such additional lubricant additives, with or without an inert carrier, find particular interest in accordance with the present invention. Lubricant additive gels containing anti-oxidants, viscosity index improvers, wear reduction agents, anti-foam agents and/or additional oil-soluble lubricant additives as additional non-gelling ingredients are useful.

### Examples

In order to more thoroughly illustrate the present invention, the following examples are provided. In these examples, two different lubricant formulations were tested. Each formulation contained a PIB-succinimide dispersant having an N:CO ratio of 0.83 and a maleic anhydride conversion of 1.6 which was made by Cl<sub>2</sub>-assisted succination of a PIB polymer having an Mn of 2000. Each formulation also contained an overbased Ca-alkylsulfonate detergent having a total base number of 300 or 400. Each formulation also contained nonylated diphenylamine as an antioxidant. The compositions of these two different formulations are set forth in the following table:

Table 1

Component	Formulation A (wt.%)	Formulation B (wt.%)
300 TBN Ca-Detergent	15	5
400 TBN Ca-Detergent	-	10
PIB-Succinimide Dispersant	5	5
Antioxidant	5	5
Total	25	25

The above formulations were prepared by mixing together the ingredients listed above in the order given above. The mixtures so obtained were then allowed to stand at room temperature for a week or heated to 60-100° C for about an hour. The gel properties of each formulation as measured by the loss tangent, tan delta, was then determined by small amplitude oscillatory shear measurements, and it was found that Formulation A did not form a gel (tan delta value  $\gg 1.0$ ) while Formulation B formed a gel having a tan delta number of about 0.3.

#### Driving Test

The ability of the inventive gelled lubricant additives to slow release into the oil being filtered was determined by a driving test in which a 1989 Honda Accord was driven up to 366 miles in each test, approximately half of which was on the highway and the other half was in stop and go traffic. A new charge of Valvoline All Climate 10w-40 motor oil was placed into the four quart sump of the Accord at the start of each test, and a sample of the motor oil being filtered was periodically withdrawn to determine its detergent concentration. Detergent concentration was measured in two different ways, percent calcium in the oil as determined by ICP and total base number as determined by ASTM D4739.

Three separate tests were run, each of which used a FRAM PH3593A oil filter of the general structure illustrated in Figure 2. In the first test, Control No. 1, no lubricant additives were included in the filter. In the second, Comparative Example A, about 25gms of ungelled Formulation A was placed on top of the pressure relief valve on the "dirty" side of the filter, as shown at 122 in this. In the third, Example 1, about 25gms of gelled Formulation B in accordance with the present invention was included in the filter.

The results obtained are set forth in the following Table 2:

Table 2  
Driving Test  
Detergent Concentration

<u>Miles</u>	<u>% Ca</u>			<u>TBN</u>		
	<u>Control 1</u>	<u>Comp A</u>	<u>Example 1</u>	<u>Control 1</u>	<u>Comp A</u>	<u>Example 1</u>
0	0.1841	0.1925	0.1928	5.7	5.9	6
9		0.2251	0.2102		6.6	6.9
16	0.1916			5.7		
48	0.1937			5.6		
67		0.2319			6.6	
116	0.2013			5.2		
117		0.2322			6.7	
137			0.2299			6.3
210	0.1977			5.5		
260	0.1998			5.2		
366			0.2441			6.8

5

- From Table 2, it can be seen that the Ca concentration of the oil being filtered by the control filter remained essentially constant over the course of the test indicating a constant detergent concentration (the only source of Ca). In contrast, the detergent concentration in Comparative Example A in which ungelled
- 10 Formulation A was used increased immediately to a relatively high level where it remained over the course of the test. This shows that lubricant additives which are present in an ungelled mixture do not slow release into the oil but rather release substantially completely as soon as the filter is used. In Example 1 in accordance
- 15 course of the test and was still increasing by test termination. This shows that the gelled lubricant additives in this filter slow released into the oil being filtered, thereby demonstrating the slow-release capability of the gelled lubricant additives.

#### Stationary Engine Tests

- The above tests were repeated except that a stationary Honda model ES6500
- 20 359 cc, 12.2 hp (max) internal combustion engine on a 6500 watt max output electrical generator was used. This engine had a 1.5 quart oil sump which was filtered at a rate of 2.25 gpm. The engine was operated on a continuous (i.e. constant power) basis at a average oil temperature of 93° C and required oil make up at a replenishment rate of 6 oz./day.

Four different tests were run, a control with no added lubricants, a comparative example using Formulation A and two examples of the present invention using Formulation B. Example 3 differed from all of the other examples in that after filling with Formulation B, but before being used, the outside of the filter was heated to about 100-200°C for about 5 minutes. The purpose of this example was to determine if the heat adversely affected filter performance.

The results obtained are set forth in the following Table 3:

Table 3  
Stationary Engine Test  
Detergent Concentration

Hours	% Ca				TBN			
	Contr 2	Comp B	Ex 2	Ex 3	Contr 2	Comp B	Ex 2	Ex 3
0	0.1925	0.1925	0.1925	0.1925	5.9	5.9	5.9	5.9
24	0.1968	0.3135	0.2069	0.2650	5.2	7.9	5.3	5.8
48	0.1996	0.3036	0.2278	0.2131	4.7	7.3	5.5	5.9
72	0.2024		0.2184	0.2246	4.8	8.2	5.5	4.9
96	0.1939	0.3384	0.2198	0.2253	5.0	8.1	5.2	5.0
120	0.2073	0.3268	0.2241	0.2300	4.4	7.7	5.0	5.2

Like the previous tests, these tests also show that when ungelled Formulation A is used, the Ca concentration increases to relatively high, steady state value immediately after filtering has begun. In contrast, Ca concentration increases much more slowly when gelled Formulation B in accordance with the present invention is used. This again demonstrates the slow release capability of the incentive gel. Example 3 also shows that the commercial painting operation did not adversely affect the performance of the incentive gel.

#### Stationary Engine Tests--Bagged Additives

The above stationary engine tests were repeated, except that the lubricant additive formulations were placed in an LLDPE (linear low density polyethylene) bag prior to insertion into the filter. This was done to facilitate handling of the additive formulations, since the bags were made from materials that would dissolve or melt on contact with oil at operating temperatures thus releasing the additive gel formulations for contact with the oil being filtered.

Three tests were run, a control with no additive package, a comparative example using Formulation A and an example of the present invention using Formulation B. The results obtained are set forth in the following Table 4:



Table 4  
Stationary Engine Test  
Detergent Concentration

<u>Hours</u>	<u>% Ca</u>			<u>TBN</u>		
	<u>Control 3</u>	<u>Comp C</u>	<u>Example 4</u>	<u>Control 3</u>	<u>Comp A</u>	<u>Example 4</u>
0	0.1925	0.1925	0.1925	5.9	5.9	5.9
24	0.1892		0.2056	4.6		5.5
48	0.1871		0.2017	4.5	8.3	5.2
72	0.1955	0.3020	0.2058	3.5	8.4	5.2
96	Oil Leak	0.3015	0.2211	Oil Leak	8.2	4.1
120		0.2638	0.2194		7.1	4.2

- 5           Like the previous stationary engine tests, these tests also show that the lubricant additive package in the form of a gel, is capable of providing lubricant additives to the oil being filtered on a slow release basis, whereas essentially the same filter containing essentially the same additive package in ungelled form cannot.
- 10           Although only a few embodiments of the present invention have been described above, it should be appreciated that many modifications can be made without departing from the spirit and scope of the invention. All such modifications are intended to be included within the scope of the present invention, which is to be limited only by the following claims:

We claim:

1. A lubricant additive package comprising one or more lubricant additives in the form of a lubricant additive gel that slow releases the lubricant additive components into a fluid.
2. The lubricant additive package of claim 1, wherein the lubricant additive gel is formed by the gellation of at least two lubricant additives selected from the group comprising detergents, dispersants, acids, bases, over based detergents and combinations thereof.
3. A lubricant additive package of claim 1, wherein the lubricant additive gel is formed from a detergent and dispersant.
4. The lubricant additive package of claim 2, wherein the dispersant is an ashless dispersant or a polymeric dispersant.
5. The lubricant additive package claim 2, wherein the detergent is a sulfonate, phenate, salicylate carboxylate or mixtures thereof.
6. The lubricant additive package of claim 2, wherein the dispersant is selected from the group comprising an N-substituted long chain alkenyl succinimides, polyisobutenyl succinimide, a high molecular weight ester, a Mannich base, an amine dispersant, a polymeric dispersant or mixtures thereof.
7. The lubricant additive package of claim 2, wherein the lubricant additive gel contains at least one additional lubricant additive not participating in gel formation, the additional lubricant being selected from the group comprising antioxidants, anti-foam agents, wear reductions agents, viscosity improvers, extreme pressure agents or mixtures thereof.
8. The lubricant additive packaged of claim 1, wherein the lubricant additive gel has a tan delta value of  $\leq 1$ .
9. The lubricant additive package of claim 1, in which at least 30 wt.% of the package is composed of a gel formed by combining an overbased detergent having a TBN of at least 300 and a polyisobutenyl succinimide dispersant having at least one of the following properties:
  - (a) the N:CO ratio of the polyisobutenyl succinimide is 0.6 to 1.6,

(b) the maleic anhydride conversion level of the polyisobutenyl succinimide is at least about 1.3,

(c) the Mn of the polyisobutenyl segment of the polyisobutenyl succinimide is at least about 1200, and

5 (d) the polyisobutenyl succinimide is made by Cl<sub>2</sub>-assisted succination, and

wherein the lubricant additive package has a tan delta value of  $\leq 1$ .

10 10. A process for supplying one or more lubricant oil additives to a fluid comprising contacting the fluid with a lubricant additive gel.

11. The process of claim 10, wherein the lubricant additive gel is formed by the gellation of at least two lubricant additives selected from the group consisting of detergents, dispersants, acids, bases, over based detergents and combinations thereof.

12. The process of claim 10, wherein the lubricant additives gel is formed from a detergent and a dispersant and has a tan delta value of  $\leq 1$ .

13. The process of claim 12, wherein the dispersant is selected from the group comprising an N-substituted long chain alkenyl succinimides, polyisobutenyl succinimide, a high molecular weight ester, a Mannich base, an amine dispersant, a polymeric dispersant or mixtures thereof and the detergent is selected from the group comprising a sulfonate, phenate, salicylate carboxylate or mixtures thereof.

14. An oil filter for lubricated systems comprising a housing, a filter for removing particulate matter from the oil passing through the filter and lubricant additives for slow release into the oil, wherein the lubricant additives are in the form of a lubricant additive gel.

15. An oil filter of claim 14, wherein the lubricant additive gel is formed by the gellation of at least two lubricant additives selected from the group consisting of detergents, dispersants, acids, bases, overbased detergents and combinations thereof.

16. An oil filter of claim 14, wherein the lubricant additive gel is formed from a detergent and a dispersant and has a tan delta value of  $\leq 1$ .

17. The oil filter of claim 15, wherein the detergent is an overbased detergent having a TBN of at least 300 and further wherein the dispersant is a polyisobutenyl succinimide having at least one of the following properties:

- (a) the N:CO ratio of the polyisobutenyl succinimide is 0.6 to 1.6,
- 5 (b) the maleic anhydride conversion level of the polyisobutenyl succinimide is at least about 1.3,
- (c) the Mn of the polyisobutenyl segment of the polyisobutenyl succinimide is at least about 1200, and
- (d) the polyisobutenyl succinimide is made by Cl<sub>2</sub>-assisted
- 10 succination.

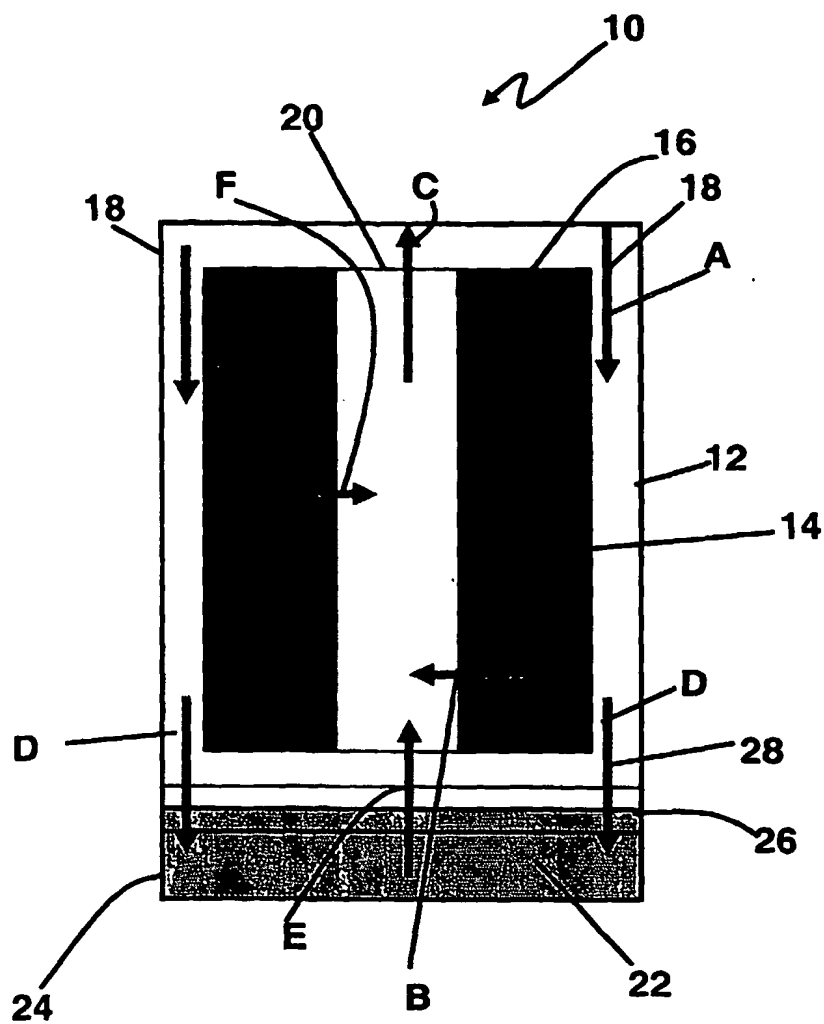


FIG. 1

2/2

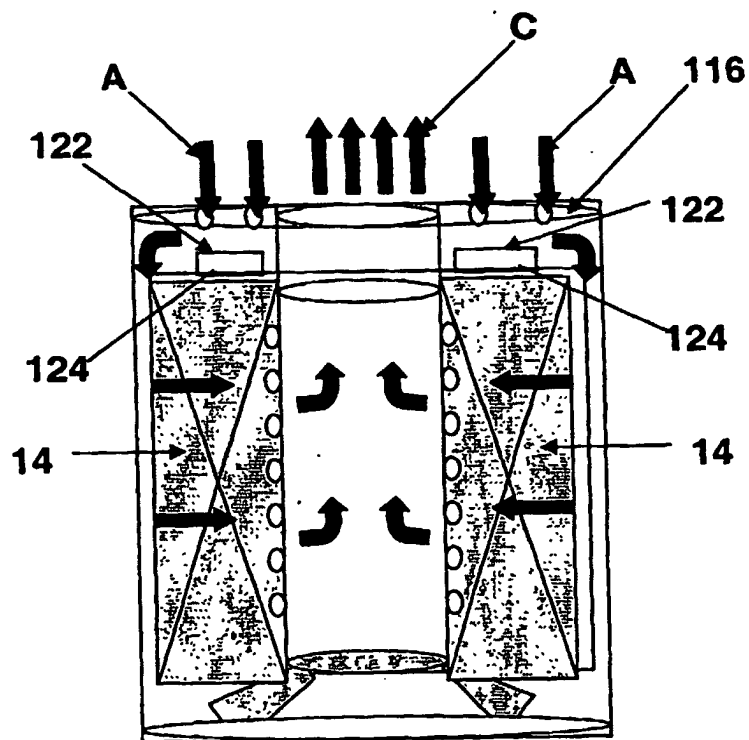


FIG. 2

SUBSTITUTE SHEET (RULE 26)

# PCT

## DECLARATION OF NON-ESTABLISHMENT OF INTERNATIONAL SEARCH REPORT

(PCT Article 17(2)(a), Rules 13ter.1(c) and Rule 39)



Applicant's or agent's file reference 3165-01-WO	IMPORTANT DECLARATION	Date of mailing(day/month/year) 08/12/2003
International application No. PCT/ US 03/ 22331	International filing date(day/month/year) 10/07/2003	(Earliest) Priority date(day/month/year) 16/07/2002
International Patent Classification (IPC) or both national classification and IPC C10M165/00, C10N40:25		
Applicant THE LUBRIZOL CORPORATION		

This International Searching Authority hereby declares, according to Article 17(2)(a), that no international search report will be established on the international application for the reasons indicated below

1. ☐ The subject matter of the international application relates to:
  - a. ☐ scientific theories.
  - b. ☐ mathematical theories
  - c. ☐ plant varieties.
  - d. ☐ animal varieties.
  - e. ☐ essentially biological processes for the production of plants and animals, other than microbiological processes and the products of such processes.
  - f. ☐ schemes, rules or methods of doing business.
  - g. ☐ schemes, rules or methods of performing purely mental acts.
  - h. ☐ schemes, rules or methods of playing games.
  - i. ☐ methods for treatment of the human body by surgery or therapy.
  - j. ☐ methods for treatment of the animal body by surgery or therapy.
  - k. ☐ diagnostic methods practised on the human or animal body.
  - l. ☐ mere presentations of information.
  - m. ☐ computer programs for which this International Searching Authority is not equipped to search prior art.
2. ☒ The failure of the following parts of the international application to comply with prescribed requirements prevents a meaningful search from being carried out:
 

☒ the description
☒ the claims
☒ the drawings
3. ☐ The failure of the nucleotide and/or amino acid sequence listing to comply with the standard provided for in Annex C of the Administrative Instructions prevents a meaningful search from being carried out:
 

☐ the written form has not been furnished or does not comply with the standard.
 ☐ the computer readable form has not been furnished or does not comply with the standard.
4. Further comments: See annex

Name and mailing address of the International Searching Authority  European Patent Office, P.B. 5818 Patentlaan 2 NL-2280 HV Rijswijk Tel. (+31-70) 340-2040, Tx. 31 651 epo nl, Fax: (+31-70) 340-3016	Authorized officer Véronique Baillou <div style="text-align: right;">             J. Almalé Murillo         </div>
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## FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 203

In the present case, a meaningful search is impossible for the following reasons:

1 All present independent claims relate to an extremely large number of possible compositions, processes or products. Since the "lubricant additive gel" has unlimited scope in respect of the components, the claims contain so many options, variables and possible permutations, that a lack of clarity and conciseness within the meaning of Article 6 PCT arises to such an extent as to render a meaningful search of the claims impossible.

The dependent claims referring to the components of the gel are unclear according to Art. 6 PCT and lack disclosure according to Art. 5 PCT for the reasons discussed in 3.

2 Present claims 1-9 relate to a composition defined by reference to a desirable characteristic or property, namely "a lubricant additive gel that slow releases the lubricant additive components into a fluid"

The claims cover all compositions having this characteristic or property, whereas the application does not provide sufficient support within the meaning of Article 6 PCT and disclosure within the meaning of Article 5 PCT for the claimed compositions. Furthermore, the claims also lack clarity (Article 6 PCT), because an attempt is made to define the product by reference to a result to be achieved. Again, this lack of clarity in the present case is such as to render a meaningful search impossible.

3 The essential features of the "lubricant additive gel" are not clear from the claims, the description or the examples. In the examples, there are two compositions disclosed, formulations A and B, comprising the same dispersant and antioxidant and different Ca-detergents. Although both formulations are within the scope of the claims (notably the most specific dependent claims 9, 13, 17) and correspond to the general disclosure in the description, formulation B is the desired gel but formulation A is not. The additives are present in the compositions with 25 % by wt., the remaining 75 % are not indicated. It is not clear from any part of the application which features lead to a gel formation of formulation B and prevent formulation A from gelling. It is also not derivable, if the essential gel forming agents are part of the disclosed 25% or of the undisclosed 75 %. Thus, in view of the examples the claims are unclear according to Art. 6 PCT and the application lacks disclosure according to Art. 5 PCT.

Consequently, no search report can be established for the present application.

The applicant's attention is drawn to the fact that claims relating to inventions in respect of which no international search report has been established need not be the subject of an international preliminary examination (Rule 66.1(e) PCT). The applicant is advised that the EPO policy when acting as an International Preliminary Examining Authority is normally not to carry out a preliminary examination on matter which has not been searched. This is the case irrespective of whether or not the



FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 203

claims are amended following receipt of the search report or during any Chapter II procedure. If the application proceeds into the regional phase before the EPO, the applicant is reminded that a search may be carried out during examination before the EPO (see EPO Guideline C-VI, 8.5), should the problems which led to the Article 17(2) declaration be overcome.

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